

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

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COMMODITY FUTURES TRADING :
COMMISSION, :
: Plaintiff, Civil Action No. 18-cv-00361-
: : JBW-RLM
-against- : DECLARATION OF
PATRICK K. MCDONNELL, and : JONATHAN L. MARCUS IN
CABBAGETECH, CORP. d/b/a COIN DROP : SUPPORT OF MOTION FOR
MARKETS, : LEAVE TO FILE LETTER AS
: AMICUS CURIAE
Defendants. :
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I, Jonathan L. Marcus, hereby declare:

I am a member in good standing of the Bars of the State of Maryland and the District of Columbia and a member of the firm of Skadden, Arps, Slate, Meagher & Flom LLP, counsel for the *amicus* Chicago Mercantile Exchange Inc. I submit this declaration in support of the motion for leave to file a letter as *amicus curiae*. Attached hereto is a true and correct copy of the proposed letter of *amicus curiae*.

Pursuant to 28 U.S.C. § 1746, I certify under penalty of perjury that the foregoing is true and correct.

Executed on March 5, 2018.

/s/ Jonathan L. Marcus

Jonathan L. Marcus

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Mercantile Exchange Inc.

Motion for Admission Pro Hac Vice Pending